

JUDGE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	NO. CR20-133RAJ
)	
Plaintiff,)	ORDER GRANTING UNOPPOSED
)	MOTION TO CONTINUE TRIAL AND
vs.)	PRETRIAL MOTIONS DUE DATE
)	
DAVID ROSARIO,)	
)	
Defendant.)	

THIS MATTER having come before the Court on defendant's unopposed motion for a continuance of the trial and the pretrial motions due date, and the Court having considered the facts set forth in the motion, the speedy trial waiver executed by defendant, and the records and files herein, the Court finds as follows:

The Court finds that the ends of justice will be served by ordering a continuance in this case, that a continuance is necessary to ensure adequate time for effective case preparation, and that these factors outweigh the best interests of the public and defendant in a speedy trial.

1. A failure to grant the continuance would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the failure

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(David Rosario; CR20-133RAJ)

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1 to grant a continuance in the proceeding would likely result in a miscarriage of justice,
2 within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

3 2. The ends of justice will be served by ordering a continuance in this case, as a
4 continuance is necessary to ensure adequate time for the defense to effectively prepare
5 for trial. All of these factors outweigh the best interests of the public and defendant in
6 a more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

7 IT IS THEREFORE ORDERED that defendant's unopposed motion (Dkt. # 39)
8 is GRANTED. The trial date in this matter is continued from July 26, 2021, to
9 November 15, 2021. All pretrial motions, including motions in limine, shall be filed no
later than October 4, 2021.

10 IT IS FURTHER ORDERED that the resulting period of delay from the date of
11 this order to the new trial date of November 15, 2021, is hereby excluded for speedy
12 trial purposes under 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

13 IT IS SO ORDERED.

14 Dated this 2nd day of June, 2021.

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16 The Honorable Richard A. Jones
17 United States District Judge
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